

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

**OLGA A. SAHAN,**

**Plaintiff,**

**v.**

**HOME DEPOT U.S.A., INC.,**

**Defendant.**

**Civil Action No. 05-11622 MLW**

**DEFENDANT'S  
LOCAL RULE 16.1(D)(3) CERTIFICATION**

Pursuant to United States District Court for the District of Massachusetts Local Rule 16.1(D)(3), Home Depot U.S.A., Inc. (hereinafter "Defendant") and its counsel, hereby certify that they have conferred with a view to establishing a budget for the costs of conducting the full course and various alternative courses of this litigation. In addition, Defendant and its counsel have conferred to consider the resolution of this litigation through the use of alternative dispute resolution programs. Defendant will be prepared to respond to whether it will agree to attempt to resolve this litigation by such a program at the Joint Scheduling Conference.

Respectfully submitted,

HOME DEPOT U.S.A., INC.  
2455 Paces Ferry Road, N.W.  
Atlanta, GA 30339-4024



Naomi Smith, Esq.  
Corporate Counsel, Employee Relations

And by its attorneys,

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/s/ Joseph P. McConnell  
Robert P. Joy, Jr. (BBO No. 254820)  
Joseph P. McConnell (BBO No. 566412)

Date: May 17, 2006

#### **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing document was served upon counsel for plaintiff, Nina Kimball, Esq., Kimball Brousseau, LLP, One Washington Mall, 14<sup>th</sup> Floor, Boston, MA 02108, by first-class U.S. mail this 17<sup>th</sup> day of May 2006.

/s/ Joseph P. McConnell